

Notice of Allowability

Application No.

09/478,796

Examiner

Justin T. Darrow

Applicant(s)

CHAGANTI ET AL.

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to an amendment after final rejection filed 06/14/2004.
2. ☒ The allowed claim(s) is/are 50, 51 and 76.
3. ☒ The drawings filed on 07 January 2000 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

DETAILED ACTION

1. Claims 1-77 have been presented for examination. Claims 1-6 have been originally filed 01/07/2000. Claim 1 has been amended, claim 6 has been canceled, and new claims 7-30 have been added in an amendment filed 05/19/2000. Claims 1, 5, 14, 19, 22, 23, and 25-30 have been amended and new claims 31-43 have been added in an amendment filed 11/13/2000. Claims 31-43 have been canceled in an amendment filed 02/21/2001. Claims 1-4, 7-11, 18, 23, and 26-30 have been amended; claims 12, 13, and 25 have been canceled; and new claims 44-47 have been added in an amendment filed 11/06/2002. Claims 1, 5, 15, and 20-22 have amended in an amendment filed 02/24/2003. Claims 1-5, 7-11, 14-24, 26-30, and 44-47 have been canceled and new claims 48-77 have been added in an amendment filed 04/08/2003. Claims 69, 72, and 73 have been amended in an amendment filed 12/12/2003. Claims 48, 49, 52-75, and 77 have been canceled and claims 50 and 76 have been amended in an amendment after final rejection filed 06/14/2004. Claims 50, 51, and 76 have been examined.

Response to Amendment

2. The amendment after final rejection filed 06/14/2004 has been entered in its entirety.

Response to Arguments

3. Applicant's arguments with respect to the currently canceled independent claims are moot in view of the cancellation of these claims. See MPEP § 707.07(f).

Drawings

4. The drawings filed on 01/07/2000 are acceptable as indicated on the "Notice of Draftperson's Patent Drawing Review," PTO-948, attached to Paper No. 26.

Allowable Subject Matter

5. Claims 50, 51, and 76 are allowed.

6. The following is an examiner's statement of reasons for allowance:

Claims 50 and 51 are drawn to a method for disbursing a first party's personal information to a second party. The closest prior art, Fortenberry et al., U.S. Patent No. 6,005,939 A, discloses a similar method. Although Fortenberry et al. describe obtaining a second party identifier (see column 8, lines 42-47; figure 5, process block 510; vendor requests: RELEASE-TYPE TO INTERNET-SITE ON BEHALF OF MY-USER-ID), they neither teach nor suggest recording the second party identifier if the second party is not authorized to receive the information, nor rejecting the second party's request for information. These limitations explicitly incorporated in independent claim 50 render claims 50 and 51 allowable.

Claim 76 is drawn to a method for disbursing a first party's personal information to a second party. The closest prior art, Fortenberry et al., U.S. Patent No. 6,005,939 A, discloses a similar method. Although Fortenberry et al. describe encoding the authorization key with at least one of a plurality of criteria (see column 8, lines 1-7; security keys for each item at different security levels are delivered to the passport requestor; see column 6, lines 30-36; figure 2B, item 210; web site receives keys from user in transmission packet; see column 9, lines 8-10; where the public keys are encrypted using double keying encryption technology), they neither show nor

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motivate the at least one of a plurality of criteria includes a criterion to indicate the number of times the authorization key can be use by the second party to obtain access. This limitation explicitly incorporated into independent claim 76 renders it allowable.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Telephone Inquiry Contacts

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Justin T. Darrow whose telephone number is (703) 305-3872 and whose electronic mail address is justin.darrow@uspto.gov. The examiner can normally be reached Monday-Friday from 8:30 AM to 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barrón, Jr., can be reached at (703) 305-1830.

The fax number for Formal or Official faxes to Technology Center 2100 is (703) 872-9306. In order for a formal paper transmitted by fax to be entered into the application file, the paper and/or fax cover sheet must be signed by a representative for the applicant. Faxed formal papers for application file entry, such as amendments adding claims, extensions of time, and statutory disclaimers for which fees must be charged before entry, must be transmitted with an authorization to charge a deposit account to cover such fees. It is also recommended that the cover sheet for the fax of a formal paper have printed "**OFFICIAL FAX**". Formal papers

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transmitted by fax usually require three business days for entry into the application file and consideration by the examiner. Formal or Official faxes including amendments after final rejection (37 CFR 1.116) should be submitted to (703) 872-9306 for expedited entry into the application file. It is further recommended that the cover sheet for the fax containing an amendment after final rejection have printed not only **"OFFICIAL FAX"** but also **"AMENDMENT AFTER FINAL"**.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 305-3900.

August 19, 2004


JUSTIN T. DARROW
PRIMARY EXAMINER
TECHNOLOGY CENTER 2100

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